

CENTER FOR DISABILITY ACCESS
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Brian Whitaker,
Plaintiff,

v.

Fresh Squeezed Akash, LLC, a
California Limited Liability
Company
Defendants.

Case No. 3:21-cv-07057-JD

**NOTICE OF INDICATION OF
MOOTNESS OF ADA CLAIM FOR
INJUNCTIVE RELIEF**

On November 9, 2022, Parties conducted a Joint Site Inspection of the subject property and determined those barriers alleged in Plaintiff's Complaint have been remediated.

This suggests Plaintiff's claim for injunctive relief moot. Plaintiff acknowledges that with Defendant's showing of barrier removal, his injunctive relief sought is no longer redressable by this action and, thus, has no objection to dismissal of his ADA claim.

Further, should this Court dismiss Plaintiff's sole federal question claim, Plaintiff has no objection to the Court declining to exercise supplemental jurisdiction over his state law claim so that he can refile that action in state court.

1 Dated: November 10, 2022
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3 By: /s/Naomi Butler
4 Naomi Butler, Esq.
5 Attorney for Plaintiff
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